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PTO/SB/01 (03-01)

Approved for use through 10/31/2002, OMB 0651-0032

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION (37 CFR 1.63)		Attorney Docket Number		CSI-2027
		First Named Inventor		Laurent Schaller
COMPLETE IF KNOWN				
<input type="checkbox"/> Declaration Submitted OR <input checked="" type="checkbox"/> Declaration Submitted after Initial with Initial Filing (37 CFR 1.16 (e)) required	Application Number	10/672,009		
	Filing Date	September 26, 2003		
	Group Art Unit	3738		
	Examiner Name			

As a below named Inventor, I hereby declare that:

My residence, mailing address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

SURGICAL CONNECTION APPARATUS AND METHODS*(Title of the Invention)*

the specification of which

 is attached hereto

OR

 was filed on 09/26/2003 as United States Application Number or PCT International

Application Number 10/672,009 and was amended on (MM/DD/YYYY) (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT International filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached? YES	Certified Copy Attached? NO
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

 Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02/B attached hereto:

[Page 1 of 2]

Burden Hour Statement: This form is estimated to take 21 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



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MACEY LAW

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PTO/SB/01 (03-01)

Approved for use through 10/31/2002. OMB 0651-0032

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DECLARATION – Utility or Design Patent Application

Direct all correspondence to: Customer Number **33931** OR Correspondence address below
Or Bar Code Label

Name **Law Office of Harry J. Macey**Address **1301 Shoreway Road, Suite 121**City **Belmont** State **California** ZIP **94002**Country **USA** Telephone **(650) 654-9555** Fax **(650) 654-9554**

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF SOLE OR FIRST INVENTOR: A petition has been filed for this unsigned InventorGiven Name **Laurent** Family Name
(first and middle [if any]): **SCHALLER** Or Surname: **HO**Inventor's Signature Date **3-1-04**Residence City: **Los Altos** State: **CA** Country: **USA** Citizenship: **Switzerland**Mailing Address: **595 Benvenue Avenue**City: **Los Altos** State: **CA** ZIP: **94024** Country: **USA**NAME OF SECOND INVENTOR: A petition has been filed for this unsigned InventorGiven Name **Liem** Family Name
(first and middle [if any]): **HO** Or Surname: **HO**Inventor's Signature Date **3-2-04**Residence City: **Mountain View** State: **CA** Country: **USA** Citizenship: **Viet Nam**Mailing Address: **865 Central Avenue**City: **Mountain View** State: **CA** ZIP: **94043** Country: **USA** Additional inventors are being named on the supplemental Additional Inventor(s) sheet(s) PTO/SB/02S attached hereto

[Page 2 of 3]

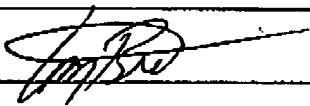
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PTO/SB/02A (05-03)

Approved for use through 04/30/2003. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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DECLARATION		ADDITIONAL INVENTOR(S) Supplemental Sheet Page 3 of 3	
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any])		Family Name or Surname	
Tom		BRETON	
Inventor's Signature 		Date <u>3/1/04</u>	
Residence: City Palo Alto		State CA	
Country USA		Citizenship USA	
Mailing Address 275 Hawthorne Avenue			
Mailing Address			
City Palo Alto		State CA	
ZIP 94301		Country USA	
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any])		Family Name or Surname	
Inventor's Signature		Date	
Residence: City		State	
Country		Citizenship	
Mailing Address			
Mailing Address			
City		State	
ZIP		Country	
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any])		Family Name or Surname	
Inventor's Signature		Date	
Residence: City		State	
Country		Citizenship	
Mailing Address			
Mailing Address			
City		State	
ZIP		Country	

This collection of information is required by 35 U.S.C. 115 and 37 CFR 1.83. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 21 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

PATENT
Attorney Docket No.: CSI-2027

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Schaller, et al.

Serial No.: 10/672,009

Filing Date: September 26, 2003

Title: SURGICAL CONNECTION
APPARATUS AND METHODS

Examiner: Unassigned

Group Art Unit: 3738

CERTIFICATE UNDER 37 CFR § 3.73(b)

Coalescent Surgical, Inc., a Delaware corporation certifies that it is the assignee of the entire right, title and interest in the patent application identified above by virtue of either:

A. An assignment from the inventor(s) of the patent application identified above. A copy of the assignment is attached.

OR

B. A chain of title from the inventor(s), of the patent application identified above, to the current assignee as shown below:

1. From: _____ To: _____
The document was recorded in the Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

2. From: _____ To: _____
The document was recorded in the Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

Additional documents in the chain of title are listed on a supplemental sheet.

Copies of the assignment(s) and/or other document(s) in the chain of title are attached.

The undersigned has reviewed all of the documents in the chain of title of the patent application identified above and, to the best of the undersigned's knowledge and belief, title is in the assignee identified above.

I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

COALESCENT SURGICAL, INC.

Date: 3/2/04

By: 
Charles T. Maroney
President and CEO



PATENT

ASSIGNMENT
JOINT

THIS ASSIGNMENT, by Laurent Schaller of 595 Benvenue Avenue, Los Altos, CA 94024, Liem Ho of 865 Central Avenue, Mountain View, CA 94043, and Tom Breton of 275 Hawthorne Avenue, Palo Alto, CA 94301 (hereinafter referred to as the assignors), respectively, witnesseth:

WHEREAS, said assignors have invented certain new and useful improvements in **SURGICAL CONNECTION APPARATUS AND METHODS**, set forth in an application for Letters Patent of the United States, assigned Serial No. 10/672,009, filed on September 26, 2003 and

WHEREAS, COALESCENT SURGICAL, INC., a corporation duly organized under and pursuant to the laws of Delaware and having its principal place of business at 559 East Weddell Drive, Sunnyvale, CA 94089 (hereinafter referred to as the assignee) is desirous of acquiring the entire right, title and interest in and to said inventions and said application for Letters Patent of the United States, and in and to any Letters Patent or Patents, United States or foreign, to be obtained therefor and thereon:

NOW, THEREFORE, in consideration of One Dollar (\$1.00) and other good and sufficient consideration, the receipt of which is hereby acknowledged, said assignors have sold, assigned, transferred and set over, and by these presents does sell, assign, transfer and set over, unto said assignee, its successors, legal representative and assigns, the entire right, title and interest in and to the above-mentioned inventions, application for Letters Patent, and any and all Letters Patent or Patents in the United States of America and all foreign countries which may be granted therefor and thereon, and in and to any and all divisions, continuations and continuations-in-part of said application, or reissues or extensions of said Letters Patent or Patents, and all rights under the International Convention for the Protection of Industrial Property, the same to be held and enjoyed by said assignee, for its own use and the use of its successors, legal representative and assigns, to the full end of the term or terms for which Letters Patent or Patents may be granted, as fully and entirely as the same would have been held and enjoyed by the assignors, had this sale and assignment not been made.

AND for the same consideration, said assignors hereby covenant and agree to and with said assignee its successors, legal representatives and assigns, that, at the time of execution and delivery of these presents, said assignors are the joint and lawful owners of the entire right, title and interest in and to said inventions and the application for Letters Patent above-mentioned, and that the same are unencumbered and that said assignors have good and full right and lawful authority to sell and convey the same in the manner herein set forth.

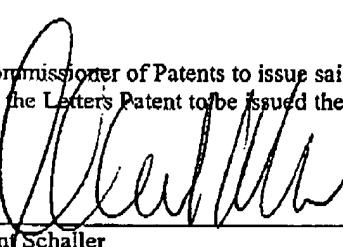
AND for the same consideration, said assignors hereby covenant and agree to and with said assignee, its successors, legal representatives and assigns, that said assignors will, whenever counsel of said assignee, or the counsel of its successors, legal representative and assigns, shall advise that any proceeding in connection with said inventions, or said application for Letters Patent, or any proceeding in connection with Letters Patent for said inventions in any country, including interference proceedings, is lawful and desirable, or that any division, continuation or continuation-in-part of any application for Letters Patent or any reissue or extension of any Letters Patent, to be obtained thereon, is lawful and desirable, sign all papers and documents, take all lawful oaths, and do all acts necessary or required to be done for the procurement, maintenance, enforcement and defense of Letters Patent for said inventions, without charge to said assignee, its successors, Legal representatives and assigns, but at the cost and expense of said assignee, its successors, legal representatives and assigns.

PATENT

AND said assignors hereby request the Commissioner of Patents to issue said Letters Patent of the United States to said assignee as the assignee of said inventions and the Letters Patent to be issued thereon for the sole use of said assignee, its successors, legal representatives and assigns.

3-1-04

Date



Lauren Schaller

3-2-04

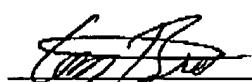
Date



Liem Ho

3/1/04

Date



Tom Breton



PATENT
Attorney Docket No.: CSI-2027

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Schaller, et al.

Serial No.: 10/672,009

Filing Date: September 26, 2003

Title: SURGICAL CONNECTION
APPARATUS AND METHODS

Examiner: Unassigned

Group Art Unit: 3738

**PROSECUTION BY ASSIGNEE AND POWER OF ATTORNEY
UNDER 37 C.F.R. § 3.71**

Commissioner for Patents
Alexandria, VA 22313

Dear Sir:

Coalescent Surgical, Inc., the assignee of the entire right, title and interest in this patent application, under 37 C.F.R. § 3.71 hereby appoints:

Harry J. Macey (Reg. No. 32,818) as our attorney to prosecute the application identified above, and to transact all matters in the U.S. Patent and Trademark Office connected therewith, said appointment being to the exclusion of the inventors and their attorneys in accordance with the provisions of 37 C.F.R. § 3.71.

Please direct all written communication relative to this application to:

Harry J. Macey
LAW OFFICE OF HARRY J. MACEY
1301 Shoreway Road, Suite 121
Belmont, CA 94002-4106

Please direct all telephone communications to Harry J. Macey at (650) 654-9555 and all facsimile communications to (650) 654-9554.

We are the applicant of record of the entire interest. A Certificate under 37 C.F.R. 3.73(b) is enclosed.

COALESCENT SURGICAL, INC.

Date: 3/10/04

By: 
~~Charles T. Maroney~~
~~President and CEO~~